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FAX COVER LETTER

NOV 26 2003

Date: November 26, 2003

TO: Examiner Robert S. Tupper
COMPANY: U.S. Patent and Trademark Office
PHONE:
FAX: (703) 872-9314

FROM: Robert O. Guillot
DIRECT DIAL: (408) 558-7886
E-MAIL: rguillot@IPLO.com
RE: Serial No. 10/052,719; filed January 17, 2002; Applicant Richard Hsiao et al.
 Our Ref.: SJO9-2001-0046US1 (61717-339201)

COMMENTS: Attached is a Transmittal and Response to Unseen Restriction Requirement


 Robert O. Guillot, Reg. No. 28,852

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Originals: Not being sent Sent by: Post Office Messenger Air Courier E-Mail

Completed by Pat Beilmann

You should receive 6 page(s) including this page.

If the transmission is incomplete, please call 408.558.9950 as soon as possible.

Applicant believes that no extension of time is required. However, this conditional petition is hereby made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

FEE FOR CLAIMS

(Col. 1)	(Col. 2)	(Col. 3)	SMALL ENTITY		OTHER THAN A SMALL ENTITY	
Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra	Rate	Addit. Fee	Rate	Addit. Fee
Total	Minus *0*	=	x9=	\$	x18=	\$
Indep.	Minus *0*	=	x43=	\$	x86=	\$
<input checked="" type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM			+140=	\$	x280=	\$
			TOTAL ADDIT. FEE	\$	OR	TOTAL ADDIT. FEE

No additional fee for claims required.
 Total additional fee for claims required \$ _____.

FEE PAYMENT

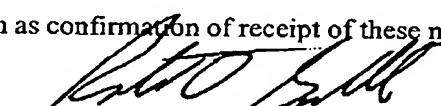
Attached is a check in the sum of \$ _____.
 Charge Account No. 08-3240 the sum of \$ _____.
 A duplicate of this transmittal is attached.

FEE DEFICIENCY

In the event that: a) no check to cover the filing fee is enclosed, b) any above-referenced check is inadvertently omitted or lost, or c) any enclosed check is in an amount less than or greater than the required fee, the Commissioner is authorized to charge any required fees, additional fees, or credit any overpayment to Deposit Account 08-3240. A duplicate of this authorization is enclosed for that purpose.

Attached is a postcard for date-stamped return as confirmation of receipt of these materials.

Date: November 26, 2003


 ROBERT O. GUILLOT
 Reg. No. 28,852

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Richard Hsiao et al. Atty. Docket No. SJO9-2001-0046US1

Serial No.: 10/052,719 Group Art Unit: 2652

Filed: January 17, 2002 Examiner: Tupper, Robert S.

For: "MAGNETIC HEAD HAVING SHORT POLE YOKE LENGTH AND METHOD FOR FABRICATION THEREOF"

MS Non Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Transmitted herewith is a Response for Unseen Restriction Requirement for this application.

STATUS

Applicant is
 a small entity.
 other than a small entity.

EXTENSION OF TIME

Applicant petitions for an extension of time under 37 CFR 1.136 for the total number of months checked below:

Extension (months)	Fee for other than <u>small entity</u>	Fee for <u>small entity</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 420.00	\$210.00
<input type="checkbox"/> three months	\$ 950.00	\$475.00
<input type="checkbox"/> four months	\$1,480.00	\$740.00

Fee \$ _____

If an additional extension of time is required please consider this a petition therefor.

An extension for _____ months has already been secured and the fee paid therefor of \$ _____ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$ _____

Certificate of Transmission (37 CFR 1.8)

I hereby certify that this paper (along with any referred to as attached or enclosed) is being transmitted on the date shown below to the Commissioner for Patents, Washington, D.C.

Via facsimile to: (703) 872-9314

November 26, 2003
(date)

Patricia Beilmann
(Signature of Patricia Beilmann)

#6
J. Douglas
12/5/03RECEIVED
CENTRAL FAX CENTERUNITED STATES PATENT AND TRADEMARK OFFICE

NOV 26 2003

Applicant: Richard Hsiao et al.

Atty. Docket No. SJO9-2001-0046US1

Serial No.: 10/052,719

Group Art Unit: 2652

Filed: January 17, 2002

Examiner: Tupper, Robert S.

For: "MAGNETIC HEAD HAVING SHORT POLE YOKE LENGTH AND METHOD
FOR FABRICATION THEREOF"

OFFICIAL

RESPONSE TO UNSEEN RESTRICTION REQUIREMENT

MS Non Fee Amendment
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313

Dear Sir:

On Thursday, November 20, 2003, Applicant performed a PAIRs status check (attached) on this application and discovered that a Restriction Requirement had apparently been mailed on June 26, 2003. No Restriction Requirement has been received by this office on this application.

On Thursday, November 20, 2003, after having seen the PAIRs report, Applicant's patent secretary determined Examiner Robert Tupper's phone number and called him. There was no answer and a message was left for him urgently call back to discuss this matter.

No return phone call was received.

On Tuesday, November 25, 2003, Applicant's attorney, Robert O. Guillot, the undersigned, again called Examiner Tupper. There was no answer and a second message was left that he return the call as soon as possible. It was hoped he would mail/remail the apparent restriction requirement and start a new response period.

On Wednesday, November 26, 2003, Applicant attorney called Examiner Tupper again; a third message was left. Applicant's attorney also pressed "0" to talk to a supervisor, a supervisor's message said she would be back on November 28. Pressing "1" to talk to her supervisor, Applicant's attorney was disconnected.

Because today, Wednesday, November 26, 2003, is apparently the FIVE month date from the apparent mailing date of the June 26, 2003 Restriction Requirement, Applicant files by fax this Response to the Unseen Restriction Requirement.

Applicant requests/petitions that no extension of time fees be assessed in this matter. However to avoid abandonment, the USPTO is authorized to charge Deposit Account No. 08-3240 any fees associated herewith.

Responsive to the unseen Election/Restriction Requirement apparently mailed June 26, 2003, Applicant elects claims 1-24 for further prosecution.

Applicant requests a telephone conference with the Examiner at the number set forth below.

Respectfully submitted,

Date: November 26, 2003



ROBERT O. GUILLOT
Reg. No. 28,852

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Via facsimile to: (703) 872-9314

November 26, 2003
(date)

Patricia Beilmann
(Signature of Patricia Beilmann)



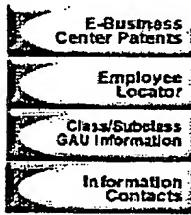
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Search results for application number: 10/052,719

Application Number:	10/052,719	Customer Number:	32112
Filing or 371(c) Date:	01-17-2002	Status:	Non Final Action Mailed
Application Type:	Utility	Status Date:	06-26-2003
Examiner Name:	TUPPER, ROBERT S	Location:	2600 CENTRAL FILES OVERFLOW FRANCONIA
Group Art Unit:	2652	Location Date:	10-14-2003
Confirmation Number:	1405	Earliest Publication No:	US 2003-0133225 A1
Attorney Docket Number:	SJ09-2001-0046US1	Earliest Publication Date:	07-17-2003
Class/ Sub-Class:	360/126	Patent Number:	-
First Named Inventor:	Richard Hsiao, San Jose, CA (US)	Issue Date of Patent:	-
Title Of Invention:	Magnetic head having short pole yoke length and method for fabrication thereof		

[Continuity Data](#)[Publication Review](#)[Published Documents](#)

File Contents History

Number	Date	Contents Description
11	06-26-2003	Mail Restriction Requirement
10	06-26-2003	Requirement for Restriction / Election
9	05-08-2003	Case Docketed to Examiner in GAU
8	04-04-2002	Incoming Letter Pertaining to the Drawings
7	01-17-2002	Information Disclosure Statement (IDS) Filed
6	03-14-2002	Case Docketed to Examiner in GAU
5	03-01-2002	Application Dispatched from OIPE
4	02-28-2002	Application Is Now Complete
2	02-01-2002	IFW Scan & PACR Auto Security Review
1	01-17-2002	Initial Exam Team nn

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